

EXHIBIT “F”

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK
-----x

4 CHARLENE TALARICO, et al.,

5 Plaintiff,

6 -against- 18 Civ. 0909 (JPO)

7 PORT AUTHORITY OF NEW YORK AND
8 NEW JERSEY,

9 Defendant.

-----x

10 October 20, 2020
11 10:04 a.m.
12
13

14 Videoconference deposition of JOSEPH
15 PANIO, taken by plaintiff, pursuant to
16 notice, reported remotely by Julia Liu, a
17 Shorthand Reporter and Notary Public of the
18 State of New York.
19
20
21
22
23
24
25

Panio

13

particular company?

A. Yes, it is. Boss Systems.

Q. And who does the day-to-day operation of the security systems that Boss Systems has installed on Port Authority property?

A. That would be our manager of security.

Q. And who is the manager of security, current manager?

A. Yes, the current manager is Luigi Canepa, C-A-N-E-P-A.

Q. Does he have a particular position in the Port Authority?

A. He's a -- his title is he's a field supervisor. He's an Operations represented staff. And he's in my group as well as the chief security officer. He works for both groups.

Q. Who is the chief security officer currently?

A. John Bilich.

Q. How long has Boss Systems had the contract?

Panio

14

A. Boss Systems has had a number of contracts with the Port Authority.

Offhand, I don't -- I can't -- I don't recall how long each contract has been for or what the current contract -- I mean they're, generally, they're like two to four years each contract. But he's had a number of contracts.

Q. In August of 2016, was Boss Systems responsible for the installation of security systems at Port Authority property?

A. Yes.

Q. And was the manager of security responsible for the operation of those systems in August of 2016?

A. Yes.

Q. And who was the manager of security in August of 2016?

A. John Meyer, M-E-Y-E-R.

Q. Who is the -- and I take it that -- did John Meyer have a dual report to yourself as well as the chief security officer in August 2016?

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Panio

16

A. No.

MS. GRODENTZIK: Object to form.

You can answer.

Q. Are there any other types of cameras other than surveillance cameras that are operated on Port Authority property through your division?

MS. GRODENTZIK: Same objection.

A. No.

MS. GRODENTZIK: You can answer.

Q. Are you aware of any other kinds of cameras that are operated on Port Authority that are outside of your division?

MS. GRODENTZIK: Same objection.

You can answer.

A. No, not aware of that.

Q. So is it safe to say that the only kinds of cameras that are fixed in Port Authority locations are surveillance cameras?

A. For my properties, they're security cameras, yes.

Q. And what is the purpose of these

Panio

17

surveillance cameras?

A. They monitor the access and egress from our office space, the elevator lobbies, entrances to offices, exit stairwells.

Q. And is this surveillance, are these surveillance cameras present in all Port Authority properties?

MS. GRODENTZIK: Objection to form. You can answer.

A. In all of my properties, yes.

Q. Are you aware of any Port Authority properties where there are no surveillance cameras present?

A. No.

Q. And just to clarify, no, you're not aware or no, there are no properties where there are no security cameras present?

A. I'm not aware.

Q. Are you aware of any specific Port Authority policy with respect to the operation of surveillance cameras?

MS. GRODENTZIK: Objection. You

Panio

18

can answer.

A. For my properties, no, as far as any operation.

Q. Are you aware of how footage taken by these video cameras is stored?

A. Yes.

Q. And how is that video information stored?

A. It's stored on localized recorders.

Q. And how long is it stored on localized recorders?

A. 30 days.

Q. Who is responsible for the operation of the localized recorders?

A. Same. It would be our contractor, our security equipment contractor.

Q. And when the images are first recorded, are you aware of who has access to the monitoring equipment at that point and who reviews that information?

MS. GRODENTZIK: Objection. You can answer if you can.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Panio

19

A. Well, it's -- who views. In some cases our security guards would be viewing -- it depends on the location, it depends on the location. In some cases, it's just recorded and in some cases, it's recorded and monitored.

Q. In which cases would a recording be both recorded and monitored in real time?

A. Certainly the entrances and exits to our space.

Q. And in what instances would locations simply be recorded?

A. It would depend if we had staff at that location, whether it was strictly a security camera. Those would be situations where it would be just recorded.

Q. Is there any documentation that points to which security cameras are to be viewed in real time and which are simply there for recording purposes?

A. No, not to my knowledge.

Q. Are you aware if security footage, once taken and stored for 30 days,

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

is it subjected to any sort of data mining?

A. I'm sorry, I don't understand that.

Q. Is it subjected to any sort of facial recognition technology --

A. No.

Q. -- or other technology to pull images?

A. No.

Q. Who particularly has access to the data storage that those images are stored for 30 days in?

A. Our security manager, the security contractor would have access, and the Office of the Inspector General, upon request.

Q. And are you aware of how a request to access any of the recorded video imagery is handled through the Office of Inspector General?

A. I don't know how they handle them. They have to approve them.

Q. Does your office have any role in processing any request to view imagery

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Panio

21

that's stored from the video cameras?

A. Yes. The Inspector General's office would approve a request. And we would then process that request and provide that video or footage to whomever they directed us to provide it to.

Q. Is there a particular liaison that your office deals with at the Office of Inspector General to process these requests?

A. I don't believe so.

Q. Is there any document that sums up how your office processes a request for the submission of video from your video archive with the Office of Inspector General?

A. No.

MS. GRODENTZIK: Sorry, I missed part of that question. The what a video?

Q. Is there any sort of document that memorializes how your office interacts with the Office of the Inspector General when processing a request to get video from

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Panio 23

department and the IG's office and the Law department.

Q. Has there ever been an instance where you've refused a request by the IG's office for any video?

A. No, no.

Q. Have you ever received a request to submit video outside the IG's office from that video surveillance archive, the 30-day archive?

A. I'm sorry, has the request ever come in from outside the agency?

Q. Have you ever received a request from outside the Inspector General's office?

A. Either way, the inspect -- no. The Inspector General's office has to approve. Have we received a request from outside the agency? We've received requests from local law enforcement, and then that would also have to be approved by the Inspector General.

Q. So if you receive a request directly from local law enforcement, you

Panio

28

the 233 Park Avenue South location?

A. Yes.

Q. And that, by 2016, Port Authority was out of that location?

A. Yeah. The Medical Services office was the last department to relocate -- to vacate our Park Avenue South offices. And that was like in the spring of '17. It was later than any of the other departments.

Q. Do you recall how many surveillance and CCTV cameras were operational at 233 Park Avenue South on the 8th floor at that time?

MS. GRODENTZIK: Objection to the form. You can answer.

A. Oh boy, I don't know the exact number. There would have been one at each of the entrances. One at the stairwell, the exit stairwell. And one or two in the elevator lobby inside the space. And I know that there was a camera inside one of the rooms.

Q. The one camera you recall being

Panio

32

occupancy.

Q. And when did Office of Medical Services occupy that location?

A. I would say certainly some time in 2002.

Q. Was -- strike that.

Was OMS at One World Trade Center before they moved to 233 Park Avenue South?

A. Yes, they were.

Q. So it was the attack on the World Trade Center that prompted the move?

A. Yes.

Q. And do you recall why the request was made to put that particular surveillance camera in place in that room at 233 Park Avenue South?

A. Yes. The request was made because they had installed a drug or a medication cabinet in that room and they wanted to increase security on that cabinet.

Q. And do you recall if that particular camera was monitored in real time or if it just went straight to

Panio

41

at this point.

MS. GRODENTZIK: I just have one or two questions. Just give me a second.

EXAMINATION

BY MS. GRODENTZIK

Q. Mr. Panio, does your office keep a log of the requests that would have been made for the particular camera that we've been discussing that captured the video in Exhibit 1?

A. We do maintain copies of requests from the -- that are approved by the IG's office, yes.

Q. Okay. Other than a request that might have been made for the video with respect to this particular case involving Ms. Talarico, are you aware of any other requests having been made for the video being pulled from the camera that showed the footage in Exhibit 1 -- that would have depicted, sorry, the room at OMS in Exhibit 1?

A. No, no.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Panio

42

Q. Okay. So your office has no other requests for that video?

A. No.

Q. And that would have been from 2002 until when OMS vacated the property at 233 Park Avenue South?

A. Yes.

MS. GRODENTZIK: I don't have anything else.

MR. SOTO: Nothing for me.

(Time noted: 11:09 a.m.)